



PATENT  
Attorney Docket 061525-5011

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: <b>Miekka et al.</b>	)	
	)	
Application No. 09/960,703	)	Art Unit: 1744
	)	
Filing Date: <b>September 24, 2001</b>	)	Examiner: <b>Krisanne Jastrzab</b>
	)	
For: <b>Methods for sterilizing biological materials</b>	)	
<b>containing non-aqueous solvents</b>	)	

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, **Mail Stop RCE**  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**COMMUNICATION FILED WITH REQUEST FOR CONTINUED EXAMINATION**

Applicants respectfully request consideration of the following remarks with the Request for Continued Examination.

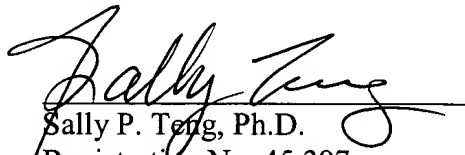
<u>Application No.</u>	<u>Filing date</u>	<u>Other Information</u>
11/252,618	10/19/05	Pending
11/327,365	01/09/06	Pending

### Conclusion

The foregoing remarks are being made to place the application in condition for allowance. Applicants respectfully request reconsideration and the timely allowance of the pending claims. A favorable action is awaited. If, in the opinion of the Examiner, an interview would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the telephone number provided below.

If there are any additional fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. §1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,  
**Morgan, Lewis & Bockius LLP**

  
Sally P. Teng, Ph.D.  
Registration No. 45,397  
Direct Tel: 202-739-5734

Date: April 5, 2006  
Morgan, Lewis & Bockius LLP  
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PATENT  
Attorney Docket **061525-5011**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors: <b>Miekka <i>et al.</i></b>	)	Examiner: <b>Krisanne Jastrzab</b>
	)	
Application No. <b>09/960,703</b>	)	Group Art Unit: <b>1744</b>
	)	
Filed: <b>September 24, 2001</b>	)	Confirmation No. <b>4291</b>
	)	
Title: <b>Methods For Sterilizing Biological Materials Containing Non-Aqueous Solvents</b>	)	<u>Date: April 5, 2006</u>
	)	

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Alexandria, VA 22314

**REQUEST FOR CONTINUED EXAMINATION (RCE)**

This is a request for continued examination (RCE) under 37 C.F.R. § 1.114 of U.S. Application 09/960,703 filed September 24, 2001, entitled Methods for Sterilizing Biological Materials Containing Non-Aqueous Solvents.

1. Please consider and enter the attached Amendment Under 37 C.F.R. 1.114.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply. Applicants petition for a three-month extension of time from January 7, 2006 to April 7, 2006, the fee for which is **\$510.00** as set out in 37 C.F.R. 1.17(a). If Applicants have overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
3. Fee Calculation (37 C.F.R. 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	42	minus	302	0	\$50.00 each=	0.00
Independent Claims	1	minus	8	0	\$200.00 each=	0.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						0.00
Reduction by ½ for filing by a small entity						0.00
Total Fee =						\$0.00

04/06/2006 SZEWDIE1 00000142 500310 09960703

01 FC:2001 395.00 DA  
02 FC:2253 510.00 DA

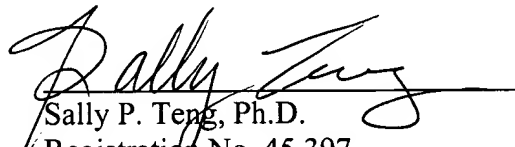
4. Additional papers submitted:
  - (i) Communication Filed With Request for Continued Examination
5. Fee Payment: The Commissioner is hereby authorized to charge **\$905.00** to Deposit Account No. 50-0310 for payment of the three-month extension of time fee (\$510.00) and the request for continued examination filing fee (\$395.00), both fees at the small entity rate.
6. Please address all correspondence to:

**Customer Number: 009629**  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004

7. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **Constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Date: **April 5, 2006**  
Morgan, Lewis & Bockius LLP  
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Respectfully submitted,  
**Morgan, Lewis & Bockius LLP**

  
Sally P. Teng, Ph.D.  
Registration No. 45,397  
Direct: 202-739-5734

**REMARKS**

Applicants respectfully provide a listing of related issued U.S. Patents and pending U.S. Applications for consideration by the Examiner.

<u>Application No.</u>	<u>Filing date</u>	<u>Other Information</u>
08/095,698	07/22/93	U. S. Patent No. 5,362,442
08/573,149	12/15/95	U. S. Patent No. 6,171,549
09/533,547	03/23/00	Pending
09/570,929	05/15/00	U. S. Patent No. 6,346,216
09/880,052	06/14/01	U. S. Patent No. 6,696,060
09/925,619	08/10/01	Pending
09/925,620	08/10/01	U. S. Patent No. 6,946,098
09/942,938	08/31/01	U. S. Patent No. 6,749,851
09/942,941	08/31/01	Pending
09/960,703	09/24/01	Pending
09/960,704	09/24/01	U. S. Patent No. 6,783,968
09/973,958	10/11/01	Pending
09/985,606	11/05/01	U. S. Patent No. 6,635,222
10/060,208	02/01/02	Pending
10/133,631	04/29/02	Pending
10/361,002	02/10/03	Pending
10/361,004	02/10/03	Pending
10/379,789	03/06/03	Pending
10/460,654	06/13/03	Pending
10/672,068	09/29/03	Pending
10/694,734	10/29/03	Pending
10/695,251	10/29/03	Pending
10/840,414	05/07/04	Pending
10/969,182	10/21/04	Pending
11/116,176	04/28/05	Pending